

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

September 27, 2006

DIVISION ONE

B188296 People (Not for Publication)
v.
Lonnie Wilson

The judgment is affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.
 Rothschild, J.

B183805 People (Not for Publication)
v.
L.J.

The order is reversed insofar as it states that appellant is not to be held in physical confinement for a period exceeding 5 years and 2 months and that she is given predisposition custody credit of 42 days. The juvenile court is directed to calculate the correct maximum period of physical confinement and predisposition custody credits. Additionally, the juvenile court is directed to strike the condition of probation that the appellant maintain C grades. In all other respects, the order is affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.
 Vogel (Miriam A.), J.

September 27, 2006 (Continued)

DIVISION ONE (Continued)

B173551 Michele V. Giacomazza (Not for Publication)
 v.
 Coldwell Banker et al.

The judgment is affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.
 Rothschild, J.

B188654 People (Not for Publication)
 v.
 Daniel F.

The January 17, 2006 minute order is modified to provide appellant with 53 days of predisposition custody credit. As so modified, the order is affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.
 Vogel (Miriam A.), J.

B184561 Tenet Healthsystem Hospitals, Inc., etc. (Not for Publication)
 v.
 Soodabeh Abravesh

The judgment is affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.
 Rothschild, J.

DIVISION ONE (Continued)

B178704 Judy Lin et al., individually and on (Not for Publication)
 behalf of other member of the general
 public similarly situated
 v.
 Bell Gardens Bicycle Club, Inc., et al.

The judgment is affirmed.

Jackson, J. (Assigned)

We concur: Vogel (Miriam A.), Acting P.J.
 Rothschild, J.

B187127 People (Not for Publication)
 v.
 Pete Rios

The judgment is affirmed.

Jackson, J. (Assigned)

We concur: Vogel (Miriam A.), Acting P.J.
 Rothschild, J.

B178747 Merritt (Not for Publication)
 v.
 Cingular Wireless

The order is affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.
 Vogel (Miriam A.), J.

September 27, 2006 (Continued)

DIVISION ONE (Continued)

B185304 Collins et al. (Not for Publication)

V.

Department of Parks and Recreation

The judgment is affirmed. The Department is entitled to its costs on appeal.

Rothschild, J.

We concur: Mallano, Acting P.J.
Vogel (Miriam A.), J.

B188259 Los Angeles County, D.C.S. (Not for Publication)

V.

Deborah G.

The order is affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.
 Rothschild, J.

B188032 Morrissey (Not for Publication)

V.

Chequered Flag International

The judgment is affirmed. Respondent Morrissey is entitled to her costs on appeal.

Rothschild, J.

We concur: Mallano, Acting P.J.
 Vogel (Miriam A.), J.

DIVISION THREE

B184111 People (Not for Publication)
v.
Raymond Ramirez

The four-year enhancement imposed under Penal Code section 12022.5, subdivision (a), on count 14 is stricken. The clerk of the Superior court is directed to forward a corrected amended abstract of judgment to the Department of Corrections. The judgment is affirmed as modified.

Aldrich, J.

We concur: Croskey, Acting P.J.
 Kitching, J.

[illegible]

The judgment is affirmed. The matter is remanded and the trial court is directed to order sealed that portion of the reporter's transcript of the October 27, 2004 proceedings that reflects the proceedings during the in camera hearing on appellant's Pitchess motion.

Kitching, J.

We concur: Klein, P.J.
Aldrich, J.

B180735 Simmons, etc., et al. (Certified for Publication)
v.
Ghaderi

The judgment is affirmed. Plaintiffs shall recover their costs on appeal.

Croskey, J.

I concur: Klein, P.J.
I dissent: Aldrich, J. (Opinion)

DIVISION THREE (Continued)

B182972 Brown, et al. (Not for Publication)

B187236 v.
Northridge Hospital, et al.

Brown, et al.
v.
S.C.L.A. (Sobeck, M.D.)

The petition for writ of mandate is denied. The judgment is affirmed.
Respondent is to recover his costs on appeal.

Aldrich, J.

We concur: Klein, P.J.
 Kitching, J.

B180735 Simmons, etc., et al.
v.
Ghaderi

Filed order modifying opinion. (No change in the judgment)

DIVISION FOUR

B188752 People (Not for Publication)

v.
Martinez

The judgment is affirmed.

Epstein, P.J.

We concur: Willhite, J.
 Suzukawa, J.

September 27, 2006 (Continued)

DIVISION FOUR (Continued)

[illegible]

The judgment is affirmed.

Willhite, J.

We concur: Epstein, P.J.
Suzukawa, J.

DIVISION FIVE

B185927 People (Not for Publication)
v.
Carlos Arellano

The judgment is affirmed. The abstract of judgment is ordered modified to reflect the consecutive three year term in state prison on count 4.

Mosk, J.

We concur: Armstrong, Acting P.J.
 Kriegler, J.

DIVISION SIX

B189340 People (Not for Publication)
v.
Jimenez Sauza

The judgment is affirmed.

Coffee, J.

We concur: Yegan, Acting P.J.
Perren, J.

September 27, 2006 (Continued)

DIVISION SIX (Continued)

B187901 People v. Dombrowski

(Not for Publication)

The conviction is affirmed. That portion of the sentence purporting to impose two of the seven prior conviction enhancements which were also imposed as "strike" priors is vacated. The trial court is directed to strike those enhancements. The order directing that the remaining five prior prison term conviction enhancements shall run concurrent is also vacated. The trial court shall decide whether those enhancements are to be imposed and run consecutively, or are to be stricken pursuant to section 1385.

Perren, J.

We concur: Yegan, Acting P.J.
Coffee, J.

B184554 People (Not for Publication)
v.
Cuccia

The order of recommitment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.
Coffee, J.

DIVISION SEVEN

B190158 Samuels
v.
Merrill

B192572 Samuels
v.
Merrill

Filed order consolidating above captioned appeals.

September 27, 2006 (Continued)

DIVISION SEVEN (Continued)

B188060 Enayati (Not for Publication)
v.
City of Santa Monica

The judgment is affirmed. Respondent(s) to recover costs.

Perluss, P.J.

We concur: Johnson, J.
 Zelon, J.

B182477 Aguiar et al. (Not for Publication)
v.
Cintas Corp. No. 2, et al.

The order denying class certification is reversed. On remand the trial court is directed to certify two subclasses, one consisting of Cintas employees at its Whittier, Pico Rivera and Ontario facilities who worked at least 20 hours per month on the DWP contracts in existence between May 1, 2000 and January 28, 2004 and one consisting of Cintas employees at its Whittier, Pico Rivera and Ontario facilities who worked on the DWP contracts in existence between May 1, 2000 and January 28, 2004 for less than 20 hours per month, and to conduct further proceedings not inconsistent with this opinion. Plaintiffs are to recover their costs on appeal.

Perluss, P.J.

We concur: Johnson, J.
 Woods, J.

DIVISION EIGHT

Court convened at 9:00 a.m.

Present: Cooper, P.J., Rubin, J., Boland, J., Flier, J. and Emma Jean Amos, Deputy Clerk.

DIVISION EIGHT (Continued)

Each of the following:

B183540 People v. Prince
B189366 DCFS v. Amanda C. & Stephen C.

Argument waived, cause submitted.

B185791 Bank of Taiwan et al.,
 v.
 Chuang et al.,

Appearances:

Mark Cheung for appellant and George Ghuang for respondents. Pursuant to appellant's request, oral argument is continued to the October calendar.

B185950 People
 v.
 Gutierrez

Merits:

Argued by William Flenniken, Jr. for appellant and by Michael Keller, Deputy Attorney General for respondent. Cause submitted.

B184807 McNett
 v.
 Network Management Group, Inc.,

Merits:

Argued by Eliot G. Disner for appellant and by Robert Loewy for respondent. Cause submitted.

DIVISION EIGHT (Continued)

B178422 Danilovic
 v.
 Witi Unlimited, Inc.,

Merits:
Argued by Darren Manibog for appellant and by Martin Friedlander for respondent. Cause submitted.

B188831 In re Wen Lee
 On
 Habeas Corpus

Merits:
Argued by Michael Sattris for petitioner and by Amanda Lloyd, Deputy Attorney General for respondent. Cause submitted.

B188224 Burkle
 v.
 Burkle

Merits:
Argued by Hillel Chodos for appellant and by Nabil Abu-Assel, William Weinberger and Gaelle Gralnek for respondents. Cause submitted.

B188735 Burkle
 v.
 Burkle

Merits:
Argued by Hillel Chodos for appellant and by Nabil Abu-Assel for respondent. Cause submitted.

B184259 People v. Villa et al.

Oral argument continued to October 27, 2006, at 9:00 a.m.

Court adjourned.